

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Max Bernstein	Team: Team # 6	CCRB Case #: 201305010	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) NA, 05/___/2013	Location of Incident: Interior of apartment building on Alabama Avenue between Dumont Avenue and Livonia Avenue	Precinct: 75	18 Mo. SOL 11/1/2014	EO SOL 11/1/2014	
Date/Time CV Reported Fri, 06/07/2013 9:10 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 06/07/2013 9:10 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. LT Eric Delman	00000	922228	075 PCT
2. POM Henry Henriquez	08780	938657	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.LT Eric Delman	Abuse: Lt. Eric Delman drew his gun.	
B.POM Henry Henriquez	Abuse: PO Henry Henriquez drew his gun.	
C.LT Eric Delman	Abuse: LT Eric Delman searched § 87(2)(b)	
D.POM Henry Henriquez	Abuse: PO Henry Henriquez searched § 87(2)(b)	
E.POM Henry Henriquez	Off. Language: PO Henry Henriquez made remarks to § 87(2)(b) based upon race.	

Case Summary

§ 87(2)(b) filed this complaint with the CCRB via telephone on June 7, 2013. § 87(2)(b) did not recall the date of this incident, beyond that it was in May 2013.

§ 87(2)(b) said that PO “Henriquez,” with badge number 8780 and Lt. “Delman” were the subject officers in this complaint, with PO Henriquez being the officer who spoke offensively to

§ 87(2)(b) § 87(2)(g)
§ 87(2)(b)
§ 87(2)(b)

On July 3, 2013, § 87(2)(b) was contacted by telephone, at which time he said he wished to withdraw his complaint. § 87(2)(b) initially asked how cooperating with the CCRB would help him in court. It was explained to him that the agency does not assist civilians with lawsuits. It was also explained to § 87(2)(b) that if he cooperated with the CCRB, his statements could be subpoenaed in court. § 87(2)(b) said that he thought the agency served in the role of an attorney and because his statement with the CCRB could be used to help him or may not help him in court, he said that he was no longer interested in pursuing the complaint. § 87(2)(b) said that he was withdrawing on his own free will and was not coerced to do so by any member of the NYPD or CCRB. § 87(2)(b) withdrawal decision was recorded on a file labeled 201305010_20130703_1001.WAV which is digitally embedded on IA number 12 of the case file’s digital catalogue. § 87(2)(b) withdrawal decision begins in earnest at the 2:20 minute mark of the recording. On July 8, 2013, ASI Elizabeth Johnson reviewed the withdrawal statement and confirmed that it adhered to agency standards. On July 5, 2013, a withdrawal letter was mailed to § 87(2)(b) and it will be added to the case file upon its return to the agency. § 87(2)(b)

Team: _____

Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date